

OCT 16 2006

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

Docket No.
BUR920030156US1

In Re Application Of: Berndlmaier, et al.

Application No. 10/708,316	Filing Date February 24, 2004	Examiner Siddiqui, Saqib Javaid	Customer No. 29154	Group Art Unit 2138	Confirmation No. 2315
-------------------------------	----------------------------------	------------------------------------	-----------------------	------------------------	--------------------------

Invention: METHOD FOR SYSTEM PERFORMANCE TESTING AND SELF CORRECTING ACTION

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated July 14, 2006 finally rejecting Claim(s) 1-28

The fee for this Notice of Appeal is: \$500.00

- ☐ A check in the amount of the fee is enclosed.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 09-0456
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Dated: 10/16/06

Certificate of Transmission by Facsimile

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. 571-273-8300) on 10/16/06
10/17/2006 MBINAS 00000043 090456 10708316

01 FC:1401 500.00 DA


Duane N. Moore

cc: